UNITED STATES DISTRICT COURT DISTRICT OF MASSACHUSETTS

JOSEPH MARION HEARD,)
Petitioner,)
)Civil Action No. 04-10522-RGS
V.)
STATE OF NORTH CAROLINA,)
Respondent.)

ORDER OF DISMISSAL

STEARNS, D.J.

In accordance with this Court's order dated May 13, 2004, it is ORDERED that the within action be and it is hereby dismissed.

By the Court,

Date: May 18, 2004 By /s/ Barbara Morse
Deputy Clerk

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